

WHEREAS, said drive resulted in funds and pledges amounting to a total in excess of Three Hundred Thousand Dollars (\$300,000.00); and

WHEREAS, it has been decided that said civic auditorium should be constructed on property now titled in the name of the County Commissioners of Wicomico County, Maryland, located on Glen Avenue, Extended, near the City of Salisbury, which said property had been conveyed unto said Commissioners by the following two deeds: (1) by S. Franklyn Woodcock and wife, without consideration, for the specific purpose of constructing a war memorial stadium thereon, and that said real estate as an entirety be used in perpetuity as a recreational center intended primarily for the youth of Wicomico County, State of Maryland, but, also, for the citizens of Wicomico County, State of Maryland, in general; and (2) from Thomas A. Hearn and wife, without costs to the County, said deed containing no restrictions, covenants, etc., but the donors thereof had the express understanding that said land would be used in the same manner and as an addition to the Woodcock tract; and

WHEREAS, the County Commissioners of Wicomico County, under present law, have no authority to spend public money for the construction of such war memorial as provided for in the aforesaid Woodcock deed, said deed further providing that in the event the property should ever be abandoned as a recreational center or used for any other purpose, other than as set forth in said deed, the fee simple title thereto shall revert to the said S. Franklyn Woodcock and wife, or their heirs and assigns; and

WHEREAS, the money and pledges of the Wicomico War Memorial, Inc. was not a sufficient amount to construct the type of building which said corporation and the public felt appropriate; and

WHEREAS, to construct said building, the Wicomico War Memorial Builders, Inc., a non profit corporation, created and existing under the Laws of the State of Maryland, was duly organized, and all money and pledges of said Wicomico War Memorial, Inc. were assigned to said new corporation; and

WHEREAS, it is estimated that it will be necessary to borrow the sum of One Hundred Fifty Thousand Dollars (\$150,000.00) from outside sources to complete the construction of said Civic Auditorium as planned, and said loan must be secured to the satisfaction of the lender and/or lenders; and

WHEREAS, the said S. Franklyn Woodcock and wife have agreed to join in the execution of a deed from the County Commissioners of Wicomico County to the Wicomico War Memorial Builders, Inc. conveying the hereinafter described land in fee simple, free, clear and discharged from any and all of the restrictions, conditions and stipulations contained in the aforementioned deed; and

WHEREAS, the Wicomico War Memorial Builders, Inc. have consented to enter into an agreement with the County Commissioners of Wicomico County, Maryland, that when said civic auditorium and land are free and clear of all liens that said land and building